

UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF VIRGINIA

ALEXANDRIA DIVISION

In re )  
 )  
KENNETH KUN LEE ) Case No. 09-10780-SSM  
 ) Chapter 7  
Debtor. )  
\_\_\_\_\_ )

**DESIGNATION OF RECORD ON APPEAL AND STATEMENT OF ISSUES**

KENNETH KUN LEE, the Debtor herein, pursuant to Bankr. Rule 8006, hereby designates the items to be included in the record:

- 1) Petition (Docket #1)
- 2) Schedules (Docket #15)
- 3) Objection to Exemptions (Docket #28)
- 4) Response to Objection to Exemptions (Docket #32)
- 5) Order (Docket #40)
- 6) Notice of Appeal

The issue on appeal is:

Whether a debtor in bankruptcy is required to record a homestead deed with the Circuit Court as a condition to claiming an exemption under 11 U.S.C. § 522(b)(3)(A) and Va. Code §

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34-4, in light of the amendments to Va. Code § 34-17 which fix the deadline for filing a homestead deed "on or before the fifth day after the date of the meeting held pursuant to 11 U.S.C. § 341."

Dated: June 4, 2009.

Respectfully submitted,

/s/Daniel M. Press  
Daniel M. Press, VSB 37123  
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CERTIFICATE OF SERVICE

This is to certify that on this 4th day of June, 2009, I caused the foregoing Document to be served by CM/ECF upon the Chapter 7 Trustee and the Office of the U.S. Trustee

/s/Daniel M. Press  
Daniel M. Press